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AMENDMENT TRANSMITTAL LETTER

After Final Rejection

Application No. 10/642,527	Filing Date August 15, 2003	Examiner B. E. Pellegrino	Group Art Unit 3738
Applicant(s): Joseph P. Errico, Michael W. Dudasik, and Rafail Zubok			Docket No. SPINE 3.0-437
Invention: AXIALLY COMPRESSIBLE ARTIFICIAL INTERVERTEBRAL DISC HAVING A CAPTURED BALL AND SOCKET JOINT WITH A SOLID BALL AND COMPRESSION LOCKING POST			

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	8	- 20 =	0	x 50.00	0.00
Independent Claims	1	- 3 =	0	x 200.00	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					450.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					450.00

Large Entity

Small Entity

No additional fee is required for this amendment.

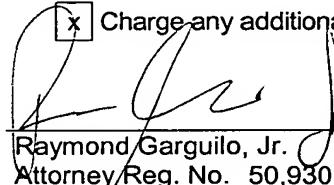
Please charge Deposit Account No. 12-1095 in the amount of 450.00.
A duplicate copy of this sheet is enclosed.

A check in the amount of \$ _____ to cover the filing fee is enclosed.

The Commissioner is hereby authorized to charge and credit Deposit Account No. 12-1095
as described below. A duplicate copy of this sheet is enclosed.

Credit any overpayment.

Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.



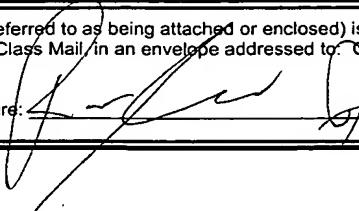
Raymond Garguilo, Jr.
Attorney Reg. No. 50,930

Dated: November 15, 2006

LERNER, DAVID, LITTBENBERG, KRUMHOLZ & MENTLIK, LLP
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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: November 15, 2006

Signature:  (Raymond Garguilo, Jr.)